

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JAN 04 2013

JULIA C. DUFFLEY, CLERK

BY:

DEPUTY CLERK

CHARLES ELLERSON CARROLL, JR.,)

Plaintiff,)

v.)

BYINGTON,)

Defendant(s).)

CASE NO. 7:12CV00573

FINAL ORDER

By: Glen E. Conrad

Chief United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1), for failure to state a claim, and this action is stricken from the active docket of the court.

The Clerk will send plaintiff a copy of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 4th day of January, 2013.



Chief United States District Judge